3738/

Application Number 10/002,595

TRANSMITTAL FORM FIRST Named Inventor SIRHAN, MOTASIM

Art Unit 3738

Examiner Name Phan, Hieu

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Application Number 10/002,595

Filing Date November 1, 2001

First Named Inventor SIRHAN, MOTASIM

Art Unit 3738

Examiner Name Phan, Hieu

020460-001600US

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ENCLOSURES (Check all that apply)										
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Application Number   1,0002,595	El Effect	ive on 12/08/2004				Comp	lete if I	Known		
FOR FY 2005  Applicant claims small entity status. See 37 CFR 1.27  TOTAL AMOUNT OF PAYMENT  (\$) 180  METHOD OF PAYMENT (check all that apply)  Check				Application No	umber	10/00	2,595			
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Art Unit 3738 Attorney Docket No. 020460-001600US  METHOD OF PAYMENT (check all that apply)  Check Credit Card Money Order None Other (please identify):  Deposit Account Deposit Account, the Director is hereby authorized to: (check all that apply)  Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Charge fee(s) indicated below, except for the filing fee  Seal Individual and over provide credit card information should not be included on this form. Provide credit card information and authorization on Provide credit card information should not be included on this form. Provide credit card information should not be included on this form. Provide credit card information should not be included on this form. Provide credit card information should not be included on this form. Provide credit card information should not be included on this form. Provide credit card information should not be included on this form. Provide credit		_		Examiner Nan	ne	Phan,	, Hieu			
METHOD OF PAYMENT (check all that apply)   Check   Credit Card   Money Order   None   Other (please identify):   Deposit Account Number   20-1430   Deposit Account Name: Townsend and Townsend and Crew LLP   For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)   Charge fee(s) indicated below   Charge fee(s) indicated below, except for the filling fee   Charge fee(s) indicated below   Charge fee(s) indicated below, except for the filling fee   Charge fee(s) indicated below except for the filling fee   Charge fee(s) indicated below, except for the filling fee   Charge fee(s) indicated below, except	Applicant Claims Small	entity status. St	SE 37 CFR 1.27	Art Unit		3738				
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SUBMITTED BY		$\Lambda$ .					
Signature		M	N.	0	Registration No. (Attorney/Agent) 47,400	Telephone	415-576-0200
Name (Print/Typ	e) Nena	Bains		<del></del>		Date O	405

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Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

TOWNSEND and TOWNSEND and

Attorney Docket No.: 020460-001600US

Client Reference No.: 240.90

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SIRHAN, Motasim et al.

Application No.: 10/002,595

Filed: November 1, 2001

For: DELIVERY OF THERAPEUTIC

**CAPABLE AGENTS** 

Examiner: Phan, Hieu

Art Unit: 3738

SUPPLEMENTAL INFORMATION

DISCLOSURE STATEMENT UNDER 37

CFR §1.97 and §1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A&B are being called to the attention of the Examiner. Copies of the references [in compliance with the requirements of 1287 OG 163] are enclosed.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

Page 2

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed before the mailing date of the final Office Action or Notice of Allowance.

Please charge the IDS fee of \$180 to Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Nena Bains

Reg. No. 47,400

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, California 94111-3834

Tel: 415-576-0200 Fax: 415-576-0300

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INFORMATION DISCESSIONE
STATEMENT BY APPLICANT
(use as many sheets as necessary)

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Complete if Known						
Application Number	10/002,595					
Filing Date	November 1, 2001					
First Named Inventor	SIRHAN, MOTASIM					
Art Unit	3738					
Examiner Name	Phan, Hieu					
Attomey Docket Number	020460-001600US					

	U.S. PATENT DOCUMENTS+								
		Document Number							
Examiner Initials*	Cite No. <sup>1</sup>	Number Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
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	FOREIGN PATENT DOCUMENTS										
Examiner	Cite	Foreign Patent Document			Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant				
Initials*	No.¹	Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T <sup>®</sup>			
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	NON PATENT LITERATURE DOCUMENTS							
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T 2					
	0001	NGHIEM, et al.; "Tacrolimus and Pimecrolimus: From Clever Prokaryotes to Inhibiting Calcineurin and Treating Atopic Dermatitis;" <u>J Am Acad Dermatol</u> ; February 2002; pp. 228-241; Volume 46; Number 2; American Academy of Deratology, Inc.						
	0002	Web page; "Ascomycin Macrolactams;" Ascomycin Macrolactams Fact Sheet; at URL=http://ascomycin.noneto.com/; printed March 11, 2004; 2 pages.						
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Examiner Signature	Date Considered	
		1

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached.